

The Clerk of Court must enter default against a defendant who has failed to plead or otherwise defend. FED. R. CIV. P. 55(a). The Court thus grants Plaintiff's motion for entry of default (Doc. 58), but denies without prejudice the motion for default judgment (Doc. 59) as insufficient under Rule 55(b) and for lack of any request for damages and **ORDERS** as follows:

- (1) The Clerk of Court is **DIRECTED** to **ENTER DEFAULT** against Defendant Sheets in accordance with Federal Rule of Civil Procedure 55(a).
- (2) Plaintiff may refile his motion for default judgment against Defendant Monica Sheets in accordance with Federal Rule of Civil Procedure 55(b) and include a request for damages on or before **December 26, 2024**.
- (3) The Clerk of Court is **DIRECTED** to transmit a copy of this Order and the entry of default to Plaintiff and to each individual Defendant.

DATED: December 4, 2024

s/ Staci M. Yandle

STACI M. YANDLE

United States District Judge